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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Krull et al.

Art Unit: 3764

Serial No.:

10/786,513

Examiner: Crow

JUL 1 3 2008

Filed:

02/24/04

Title:

ROWING MACHINE WITH ELLIPTICAL SEAT MOTION

#### Certificate of Pacsimile Transmission

I hereby certify that this TRANSMITTAL SHEET AND DEPOSIT ACCOUNT AUTHORIZATION and the items identified herein (10 PAGES TOTAL) are being sent via facsimile number (571) 273-8300 to the Commissioner for Patents, Attn: Art Unit 3764, on this 13th day of July, 2005.

MAKUL Mark A. Krull

#### TRANSMITTAL SHEET AND DEPOSIT ACCOUNT AUTHORIZATION

Commissioner for Patents Attn: Art Unit 3764

Dear Sir:

In connection with the above-identified patent application, transmitted herewith is an 8-page Amendment and Response.

Please consider this a request for any necessary extension of time.

Please charge any appropriate fees to USPTO Deposit Account No. 501463. This document is being submitted in duplicate.

Reg. No. 34,205

(541) 385-0383

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Mark A. Krull

#### AMENDMENT AND RESPONSE

Commissioner for Patents Attn: Art Unit 3764

Dear Sir:

#### Introduction

This Amendment and Response is being submitted in reply to the Office Action dated April 19, 2006.